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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 UNITED STATES OF AMERICA,

9 Plaintiff,

10 v.

11 JOSEPH VERNON GRUBBS,

12 Defendant.

CR16-228 TSZ

ORDER

13 THIS MATTER having come before the Court on defendant's unopposed motion
14 for a continuance of the trial and the pretrial motions due date, docket no. 35, and the
15 Court having considered the facts set forth in the motion, the speedy trial waiver executed
16 by defendant, and the records and files herein, the Court finds as follows:

17 The Court finds that the ends of justice will be served by ordering a continuance in
18 this case, that a continuance is necessary to ensure adequate time for effective case
19 preparation, and that these factors outweigh the best interests of the public and defendant
20 in a speedy trial.

21 1. A failure to grant the continuance would deny defense counsel the
22 reasonable time necessary for effective preparation, taking into account the exercise of
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1 due diligence, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(iv). In addition, the
2 failure to grant a continuance in the proceeding would be likely to result in a miscarriage
3 of justice, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(i).

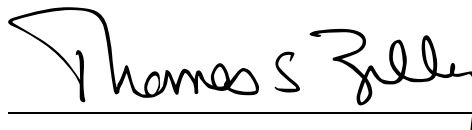
4 2. The ends of justice will be served by ordering a continuance in this case, as
5 a continuance is necessary to ensure adequate time for the defense to effectively prepare
6 for trial. All of these factors outweigh the best interests of the public and defendant in a
7 more speedy trial, within the meaning of 18 U.S.C. § 3161(h)(7).

8 IT IS THEREFORE ORDERED that the trial date shall be continued from
9 February 6, 2017, to May 8, 2017, and pretrial motions are to be filed no later than
10 March 24, 2017.

11 IT IS FURTHER ORDERED that the resulting period of delay from the current
12 trial date of February 6, 2017, until the new trial date is hereby excluded for speedy trial
13 purposes under 18 U.S.C. § 3161(h)(7)(A) and (B).

14 IT IS SO ORDERED.

15 Dated this 6th day of January, 2017.

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18 Thomas S. Zilly
19 United States District Judge
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